



Patent  
Attorney's Docket No. 1003750-000006

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	<b>MAIL STOP</b>
Robert S. Block	)	Group Art Unit: 2623
Application No.: 08/697,542	)	Examiner: SCOTT E. BELIVEAU
Filed: August 27, 1996	)	Confirmation No.: 9969
For: METHOD AND APPARATUS FOR	)	
INFORMATION LABELING AND	)	
CONTROL	)	

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Response is made in response to the Restriction Requirement mailed on September 14, 2006. In the Restriction Requirement,

Group I comprises: claims 27 and 31; and

Group II comprises: claims 34, 45, 47, 61-66.

Group I, claims 27 and 31, are allegedly drawn to a method and apparatus for forming a local information label which is classified in Class 725, Subclass 28.

Group II, claims 34, 45, 47 and 61-66, are allegedly drawn to a system and method for scheduling of advertisements during a program classified in Class 725, Subclass 34.

In response to the Restriction Requirement, Applicant elects Group I, claims 27 and 31. Claims 27 and 31 have been indicated as allowable claims.

Authorization is hereby provided to the Examiner to cancel claims 47 and 61-66 by Examiner's Amendment.

Applicant respectfully requests a Notification of Allowance in response to this election.

In making the Restriction Requirement, the Examiner indicated that the claims comprising Group II were directed to distinct species. In particular, claims 34, 45, 47, 61 and 62 were directed to the scheduling of advertisements within a predetermined time interval, while claims 63-66 were directed to scheduling of advertisements outside a predetermined time interval.

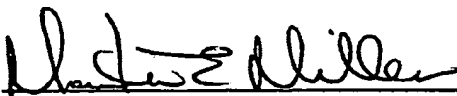
Applicant traverses this classification. Even if the claims were directed to two species, Applicant respectfully traverses the species requirement because the two species does not appear to be an unreasonable number of species (See 37 C.F.R. 1.146), and examination of the claims of Group II would not overly burden the Examiner or simplify prosecution of the claims.

A divisional application encompassing the features of claims 47, 61-66 will be filed during the pendency of the present application.

Respectfully submitted,

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Date: October 13, 2006

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